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To:

Mail Stop: Petition  
Commissioner for Patents  
P O Box 1450  
Alexandria, VA 22313-1450

Via facsimile: 571 273-8300

From:

Luis Orlando De Jesús Pittau  
Paraguay 3462 PPB "G"  
Ciudad Autónoma de Buenos Aires  
Argentina

In re: Patent No. 6,276,549  
Issue date: August 21, 2001  
Application No. 09/009,2327  
Filed: January 20, 1998

For: MODULAR CONTAINER THAT CAN BE INTERCONENCTED, FOR MULTIPLE  
USES

**RENEWED PETITION TO REVIVE UNDER 37 CFR 1.137(C)**

Sir:

Applicant hereby petitions for reconsideration of the September 07, 2010, Dismissal of the petition for revival of the above-identified application under 37 CFR 1.137(b) (see attachment A).

The Decision indicates that Applicant did not properly provide sufficient facts to show that the delay was unavoidable.

In addition, the Decision indicated that Petitioner seemingly attributes the failure to timely remit the 7.5 year maintenance fee to his personal health following the death of his spouse. The conditions described by patentee, however, are not substantiated by any supporting documentation, such as statements from medical practitioners.

In view of the above, the Petitioner is submitting herewith:

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US Patent No. 6,276,549

1. Attachment to the first Petition Form, indicating why his delay was unavoidable.
2. Statements from witnesses on how he was not able to manage not only his Patent matters, but any other personal business during that period.
3. Statement from Medical Practitioner.
4. Death Certificate from his partner.
5. Statement designating other person to take care and keep track of any other dates or appointments from his U.S Patent.

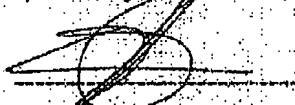
The Petitioner respectfully indicates that the abandonment of the subject Patent was unintentional.

Finally, the Petitioner respectfully request that all correspondence regarding this Patent be mailed to:

Luis Orlando De Jesús Pittau  
Paraguay 3462 PPB "G"  
Ciudad Autónoma de Buenos Aires  
Argentina

Applicant hereby petitions for revival of the above-identified patent under 37 CFR §1.138(c) on the ground that the application was unintentionally abandoned by failure to pay the Second Maintenance Fee.

Respectfully submitted,



Luis Orlando De Jesus Pittau

Date: 11/05/2010

Please confirm fax arrived successfully. Thank you.

My name is Luis Pittau. I am an independent inventor of Emium (Modular Container that can be interconnected for multiple uses) patent number: 6,276,549 B1. I worked on it together with my partner. We developed an invention that received the following prices:

**The international awards we received include the following:**

- \* The Grand Medal of Gold from the WIPO/WIPO (World Intellectual Property Organization).
- \* The Exposition of World Inventions in Geneva (Switzerland) 25th silver medal.
- \* The cup of the International Federation of Inventors Association (World Federation of inventors).
- \* The OSEC prize of the Office of Promotion and Commercial Exchange of Switzerland for the invention's contribution to helping the environment.
- \* The Worldstar prize of the World Packaging Organization (World Packaging Organisation).

**In Argentina, our invention obtained:**

- \* The first prize of the National Institute of Industrial Property.
- \* The award star of the Southern Argentine Packaging Institute.

**In addition, I would like to point out:** This invention is designed to solve two problems: homelessness among the extreme poor of the world (because they can use the containers to build homes), and to reduce the amount of garbage deposited in landfills. It addresses two extremely urgent problems that the world is currently facing.

**Reasons for the unavoidable delay of payment:**

The reason for the unavoidable delay of the maintenance fee due to be paid in the 7 ½ year of the patent (which expired 09-21-2009), was because my partner of 34 years, Mirta Mabel Fasci, unexpectedly died, sending me into a long and deep depression, during which time I was unable to cope with basically any important aspect of life, including appointments, chores, and of course, payments I owed to various individuals and entities.

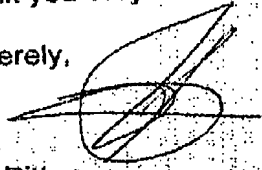
We were a team, my partner and I: she was the one who took care of organizing payments and other business operations. Now I am trying to do it myself, and I recently found out about my delayed payment to the U.S. Patent Office. Additionally, my lawyer, who was in charge of most of my appointments and legal affairs, and who also received all the correspondence related to this invention, died shortly before my partner. Because his heirs closed his law office, the address you had in the Patent Office files was no longer valid, which further complicated communication with your office because I did not receive notice of the expiration of my patent rights.

To make matters worse, the first credit card number we sent in the first letter didn't work properly because the bank was concerned about sending money to an overseas account, so we sent a new number issued to a new account that we have specifically set up to send payments to the U.S. Patent Office.

As you can see, all of the reasons for the delay in payment have been due to issues beyond my control, which is why I urgently request that you accept the payment of the maintenance fee that expired in the aforementioned date (09-21-2009) in order not to lose the patent's validity.

Thank you very much for your time and consideration.

Sincerely,



Luis Pittau.

Lic. Marta Susana Borches  
MP: 35122  
Maipú 273  
Tandil

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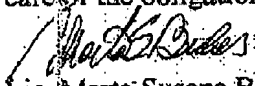
1 de noviembre de 2010-11-02

**Certificado Sr. Luis Orlando Pittau**

Los efectos de la depresión por pérdida de un ser querido.  
Doy fe que se encontraba en una situación de reclusión, duelo, y aislamiento,  
siendo comprensible que no haya atendido muchos de los requerimientos que iban  
apareciendo.

Luis was suffering from the effects of a depression that sets in following of the death of  
a loved one.

I hereby testify that he was in a reclusive state, suffering from grief and in pain; it is  
understandable that he was unable to take care of the obligations and commitments that  
presented themselves during this time

  
Lic. Marta Susana Borches  
MP: 35122

**Luis Pittau:**

"Debido a problemas anteriores con el pago en su requerido momento de el mantenimiento de la patente, selecciono a Nieves Traverso DNI: 34109679, quien esta llevando a cabo los pagos adeudados, y solucionando los problemas que se encontraban hasta el momento, y ademas sera quien tendra en cuenta todas las futuras fechas de vencimientos, pagos, etc; de la patente de los Estados Unidos de America."

"Due to previous problems regarding timely payment of the patent maintenance fee, I hereby declare that I have selected Nieves Traverso (with the Citizen Identity Number of the Argentine Republic 34.109.679) to be in charge of debts and payments, as well as to be in charge of solving any problems that have emerged during my depressive state. She is also the person whom I have designated to keep track of all debts, payments and expiration dates of the Patent, in order to solve any current problems with the U.S. Patent Office and to avoid any problems with said office in the future."



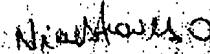
**Luis Orlando de Jesús Pittau**

**DNI: 8.793.942**

**Inventor**

**Paraguay 3462 PB "G"**

**Ciudad Autonoma de Buenos Aires, Argentina**



**Nieves Traverso**

**DNI: 34.109.679**

**Asistente de Organización**

**Paraguay 2571 PB "F"**

**Ciudad Autonoma de Buenos Aires, Argentina**

103

GOBIERNO DE LA  
CIUDAD DE BUENOS AIRES

## REGISTRO DEL ESTADO CIVIL Y CAPACIDAD DE LAS PERSONAS

DEPARTAMENTO CENTRAL DE PERSONAS Y FAMILIAS - NÚMERO 1122 ANO 2008

En la Ciudad de Buenos Aires, a los 05 días del mes de Noviembre

de 2008, yo, el funcionario del Registro del Estado Civil y Capacidad de las Personas, en

la función de Actuaria FaciliSoy Facili FaciliEstado Facili FaciliProfesión Facili FaciliDomicilio Facili FaciliTipo de Facili Faciliy de Facili Facilinacido en Facili FaciliOcupada en su cargo Facili Facilien Facili FaciliCausa de la Facili FaciliCertificado médico Facili FaciliIntervención Facili FaciliDomicilio Facili FaciliFirma Facili FaciliFirma Facili Facili





Testigo 1:

"Luis estuvo recluso, el hermano se vino a instalar a la casa y el se encargo de los pagos, desconociendo de la existencia de la patente.

Toda la parte administrativa la llevaba la esposa, ya se pago de expensas, servicios como cuestiones bancarias e impositivas.

El hermano se mudo a su casa y se encargo de todo, Luis estando recluso en un departamento aparte. Indudablemente con el tiempo fueron apareciendo algunas cosas que el hermano no tenia registrado, hasta el momento que el mismo Luis decidió consultar el estado de su patente, donde descubrió el vencimiento de la misma. Desde este momento se iniciaron todos los tramites, entre ellos el cambio de dirección, ya que la dirección que figuraba en la patente hacia tiempo que ya no existía."

Witness 1:

"I understand that Mr. Luis Pittau, had been in a reclusive state for a long period, since he was grieving the loss of his partner.

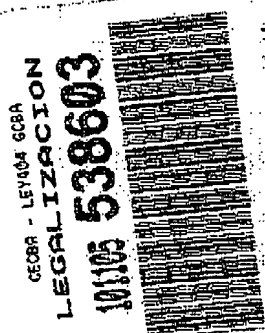
His brother, Mr. Luis Pittau Garcia, moved into his house and took care of making payments, and paying debts, because Luis's wife had been the one in charge of all the administrative part of their lives, like services, bank-related matters, taxes, fees and earnings. He was not aware of the existence of the patent.

As time passed, undoubtedly some issues began to appear, related to things of which his brother had no knowledge. Because of this, some credit cards accounts were closed since payments were not being made on them.

During this year, Luis started to recover and remember certain things he had forgotten, so, among other things, he decided to check his patent status, and discovered it had expired.

From that moment all the necessary papers were collected, and he filled out all the items required in order to send the petition for Delayed Payment of Maintenance Fee to the U.S. Patent Office. He also asked for a change of address, since the last one did not exist anymore.

During his period of isolation some credit card accounts were also closed, since he did not take care of them, and his brother did not know of their existence."



09/11/2010

Certificada (s)  
Foja Notarial F006566071  
Anexo

*Beatriz Moscovici*

Beatriz Moscovici  
DNI: 11.633.748

Lic. En Musicoterapia-Universidad del Salvador  
Palestina 645 7° "A"

Ciudad Autonoma de Buenos Aires, Argentina

Testigo 2:

Testifico que no he visto ni hablado con el Sr. Pittau, por un largo período, desde que su compañera de vida falleció. Solía llamar o ir a su casa, pero no respondía de ninguna manera. Solo tuve la oportunidad de poder hablar con su hermano Sr. Pittau García, ya que era la única persona con la que tenía contacto. Debido a esto, entiendo que su hermano decidió mudarse al departamento, y encargarse del pago de los servicios, deudas, etc., que se estaban acumulando, porque la compañera del Sr. Pittau era la que se encargaba de la parte administrativa. Por lo que se, algunas tarjetas de crédito tuvieron que ser dadas de baja, debido a que no podía mantener ni manejar las cuentas bancarias, y las deudas iban subiendo. Luego de un periodo de un año, decidió revisar la patente de U.S.A, entre otras cosas de su antiguo negocio, y descubrió que estaba vencida. Por eso, empezó a buscar, recolectar y llenar todos los formularios necesarios para pedir la Petición por el Pago retrasado de la Cuenta de Mantenimiento".

Witness 2:

"I testify I did not see or speak with Mr. Pittau for a long time after his partner died. I would sometimes call him or go to his house and he would not answer. I had to talk with his brother, who was the only relative he had contact with. Because of this, I understand his brother decided to move into his house and take care of the payments, debts, service fees, etc. that were accumulating; because it was his wife who had always been in charge of that. Also, some credit cards accounts were also closed, since he was unable to manage his banking accounts, and his debts were mounting. After a year, he decided to check his U.S. patent, among other things related to his business, and he realized it had expired. So he started to obtain and fill out all the forms to request a Petition for Delayed Payment of the Maintenance Fee that expired last year."

Mario Idigoras  
DNI 4.600.106

Lavalle 762 2º Depto 21

Ciudad Autónoma de Buenos Aires, Argentina

ma(s) Certificada(s)

Foja Notarial 1006566071

Anexo

De. As. 05 de Noviembre de 2010.

ANAROTIA GIBERMAN  
SECRETARIA PUBLICA

Testigo 3:

"Puedo decir que Luis Pittau ha tenido tiempos muy difíciles desde que su compañera de vida falleció, y perdió muchas de las cosas que había logrado en su vida.

Durante este duro período, no permitía que nadie le hablara o lo visitara, estaba en una especie de tiempo de duelo. Tampoco podía encargarse de las deudas, pagos e impuestos que iban llegando y se iban sumando. Se que algunas tarjetas de crédito que poseía tuvieron que ser cerradas.

Finalmente, su hermano Luis Pittau Garcia, decidió mudarse a su apartamento para cuidarlo y empezar a pagar las deudas vencidas.

Luego de aproximadamente un año de sentirse mal, empezó a rever e informarse sobre algunos puntos de sus antiguos negocios, y se dio cuenta que su Patente de U.S.A se había vencido. Por lo tanto, decidió comenzar a juntar todo lo necesario para solucionar este problema."

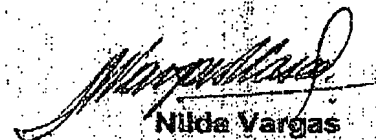
Witness 3:

"I can say that Luis Pittau has had a very difficult time since his partner died, and lost many things he had accomplished.

During this rough period he would not speak or let anyone visit him, he was in some kind of mourning time. He was also not able to take care of debts, payments and taxes that were mounting up. I know that some credit cards he owed, needed to be shut down.

Finally, his brother, Luis Pittau Garcia, decided to move into his apartment and take care of him and all the expired debts.

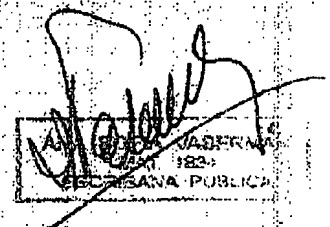
After of like a year of feeling terrible, he began to check some important issues of his business and realized that his U.S. Patent had expired. So he decided to start gathering everything he needed in order to solve this problem."

  
Nilda Vargas

DNI: 92.477.373

Contadora Publica Nacional, Tomo 203, Folio 49-Universidad de Buenos Aires  
Bilinghurst 1282 1º "B"  
Ciudad Autonoma de Buenos Aires, Argentina

Comunicada (a)  
oja Notaria 9006566071  
Anexo  
Es. As. 05 de Noviembre de 2010."

  
ANEXO 1282 1º "B"  
CONTADORA PUBLICA



## ACTA DE CERTIFICACION DE FIRMAS

F 006566071

1 Buenos Aires, 05 de Noviembre de 2010.- En mi carácter de escribano

2 Publico AUTORIZADA 112

3 CERTIFICO: Que tal/s FIRMAS que obra/n en el

4 documento que adjunto a esta foja, cuyo requerimiento de certificación se

5 formaliza simultáneamente por ACTA número 111 del LIBRO

6 número 37, es/son puesta/s en mi presencia por la/s persona/s

7 cuyo/s nombre/s y documento/s de identidad se menciona/n a continuación así como

8 la justificación de su identidad. 1) MOSCOVICI, Beatriz, titular del DNI

9 11.633.748 (MERCOSUR) (Duplicado), por su derecho propio,

10 2) IDIGORAS, Ricardo Luis, titular del DNI: 44.600.106

11 (MERCOSUR), por su derecho propio; 3) VARGAS RIOS, Nilda

12 titular del DNI: 92.477.373, por su derecho propio, los com

13 pacentes justifican sus identidades de acuerdo a la norma

14 tiva del artículo 1002, inciso "c" del Código Civil, reforma

15 do por la ley 26.140 con documentación idónea citada que

16 para este acto tengo a la vista. Doy fe y en fotocopias archu

17 El instrumento cuyas firmas se certifican es una Ream

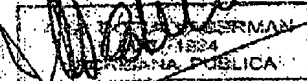
18 fectación de fe de conocimiento de los señores: a) Moscovici,

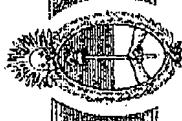
19 Beatriz, DNI: 11.633.748 (MERCOSUR) (Duplicado), b) IDIGORAS,

20 Ricardo Luis, DNI: 44.600.106 (MERCOSUR) y c) VARGAS RIOS, Nilda,

21 DNI: 92.477.373. Documentación que para este acto tengo

22 a la vista. Doy fe. - Derivados 'o s' vale -





L 009776832

EL COLEGIO DE ESCRIBANOS de la Ciudad de Buenos Aires, Capital Federal de la Republica

Argentina, en virtud de las facultades que le confiere la ley organica vigente, LEGALIZA la firma

y sello del escribano ANA-SOFIA VASERMAN

obrantes en el documento anexo, presentado en el dia de la fecha bajo

el N° 101405538603/B La presente legalización no juzga sobre

el contenido y forma del documento.

Buenos Aires, Viernes 5 de Noviembre de 2010



*[Handwritten signature]*

ESC. NESTOR E. AZAR  
COLEGIO DE ESCRIBANOS  
LEGALIZADOR

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